IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

WEDNESDAY, THE 27TH JUNE 2007 / 6TH ASHADHA 1929

Bail Appl..No. 3933 of 2007()

CMP.1791/2007 of J.M.F.C.-II, CHENGANNUR
CRIME NO.100/05 OF CHENGANNUR EXCISE RANGE

.....

PETITIONER/ACCUSED

BIJU, S/O.THANKAPPAN,
VADAKKEPARAMBIL VEEDU, MALLAPPALLY MURI,
MALLAPPALLY VILLAGE & TALUK, PATHANAMTHITTA DIST.

BY ADV. SRI.IYPE JOSEPH
SRI.V.MANOJ KUMAR

RESPONDENTS: COMPLAINANT

STATE OF KERALA,
REP.BY EXCISE INSPECTOR, CHENGANNUR RANGE,
REPRESENTED BY PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.

BY P.P. SRI.JAI GEORGE.

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 27/06/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R. BASANT, J.

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B.A.No. 3933 of 2007

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Dated this the 27th day of June, 2007

O R D E R

Application for regular bail. The petitioner was allegedly found to be in possession of 18 litres of spirit on 14.10.2005. He was arrested long later on 7.5.2007. The petitioner continues in custody from that date.

2. The learned counsel for the petitioner prays, the and learned Prosecutor does not seriously oppose the said prayer on condition that the Investigator is granted reasonable further time to complete the investigation I am satisfied that the petitioner can now be directed to be enlarged on bail subject to appropriate terms and conditions. The learned Prosecutor points out that the petitioner is involved in other crimes under the Abkari Act also.

3. In the result:

1) This application is allowed.

2) The petitioner shall be released on bail on the following terms and conditions.

(a) The petitioner shall not be released from custody on the strength of this order prior to 7.7.2007. The Investigators shall in the meantime make every endeavour to complete the investigation.

(b) He shall execute a bond for Rs.50,000/- (Rupees fifty thousand only) with two solvent sureties each for the like sum to be satisfaction of the learned Magistrate.

(c) He shall make himself available for interrogation before the Investigating Officer on all Mondays and Fridays between 10 a.m. and 12 noon for a period of three months and thereafter as and when directed by the Investigating Officer in writing to do so.

(R. BASANT)
Judge

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